

CLOSED

**U.S. District Court
Southern District of Ohio (Columbus)
CIVIL DOCKET FOR CASE #: 2:10-cv-00444-EAS-NMK**

Conley v. The United States et al
Assigned to: Judge Edmund A Sargus
Referred to: Magistrate Judge Norah McCann King
Demand: \$698,000
Cause: 05:552 Freedom of Information Act

Date Filed: 05/19/2010
Date Terminated: 08/20/2012
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Neil J Conley

represented by **Neil J Conley**
1900 S. Eads Street Apt 928
Arlington, VA 22202
PRO SE

V.

Defendant

The United States

represented by **Mark Thomas D'Alessandro**
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Defendant

U.S. Department of Defense

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Defendant

U.S. Army

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Defendant

John McHugh
Secretary of the Army

represented by **Mark Thomas D'Alessandro**
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Defendant

U.S. Department of State

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Bethany J Hamilton
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Defendant

Philip J McGuire
in his official capacity as Director,
USACRC

represented by **Mark Thomas D'Alessandro**
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Bethany J Hamilton
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Date Filed	#	Docket Text
05/19/2010	<u>1</u>	Civil cover sheet. (er1) (Entered: 05/20/2010)
05/19/2010	<u>2</u>	COMPLAINT filed by Neil J Conley against The United States, U.S. Department of Defense, U.S. Army, John McHugh, U.S. Department of State and Philip J. McGuire. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2–9, # <u>3</u> Exhibit 10, # <u>4</u> Exhibit 11–14, # <u>5</u> Exhibit 15–21, # <u>6</u> Exhibit 22–26, # <u>7</u> Exhibit 27–28, # <u>8</u> Exhibit 29–34, # <u>9</u> Exhibit 35–38, # <u>10</u> Exhibit 39, # <u>11</u> Exhibit 40–45, # <u>12</u> Exhibit 46–50, # <u>13</u> Exhibit 51–57, # <u>14</u> Exhibit 58–60, # <u>15</u> Exhibit 61–80, # <u>16</u> Exhibit 81–106) (er1) (Entered: 05/20/2010)
05/19/2010		Filing fee for cv case: \$ 350, receipt number 200COL012541. (er1) (Entered: 05/20/2010)
05/20/2010	<u>3</u>	Summons Issued as to Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State, U.S. Attorney and U.S. Attorney General. (er1) (Entered: 05/21/2010)
05/21/2010	<u>4</u>	CERTIFICATE of Mailing by Clerk: A copy of the complaint and summons issued were sent to all named defendants via certified mail. (er1) (Entered: 05/21/2010)
05/25/2010	<u>5</u>	SUMMONS Returned Executed on Defendant The United States c/o US Attorney. The United States c/o US Attorney served on 5/24/2010, answer due 7/23/2010. (rew) (Entered: 05/26/2010)
05/27/2010	<u>6</u>	SUMMONS Returned Executed on Defendant Philip J McGuire. Philip J McGuire served on 5/28/2010, answer due 7/27/2010. (rew) Modified answer due date on 6/14/2010– defendant has 60 days to respond (er1). (Entered: 06/02/2010)
06/10/2010	<u>7</u>	SUMMONS Returned Executed on Defendant John McHugh. John McHugh served on 6/1/2010, answer due 8/2/2010. (Attachments: # <u>1</u> Certified Mail Receipt Return, # <u>2</u> Exhibit) (rew) Modified answer due date on 6/14/2010– defendant has 60 days to respond (er1). (Entered: 06/14/2010)

06/14/2010	<u>8</u>	MOTION for Summary Judgment by Plaintiff Neil J Conley. Responses due by 7/9/2010. (Attachments: # <u>1</u> Exhibit 1) (er1) (Entered: 06/14/2010)
06/30/2010	<u>9</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>2</u> Complaint,, New date requested 8/2/2010. by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. (D'Alessandro, Mark) (Entered: 06/30/2010)
06/30/2010	<u>10</u>	ORDER granting <u>9</u> Unopposed MOTION to Respond to <u>2</u> Complaint by 8/2/2010. Signed by Magistrate Judge Norah McCann King on 6/30/2010. (er1) (Entered: 06/30/2010)
07/02/2010	<u>11</u>	SUMMONS Returned Executed as to Defendant The United States c/o U.S. Attorney General; served on 6/29/2010, answer due 8/30/2010. (er1) (Entered: 07/02/2010)
07/08/2010	<u>12</u>	NOTICE of Appearance by Bethany J Hamilton for Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State (Hamilton, Bethany) (Entered: 07/08/2010)
07/15/2010	<u>13</u>	MOTION to Amend Complaint by Plaintiff Neil J Conley. (Attachments: # <u>1</u> Amended Complaint, # <u>2</u> Appendix) (3) manually filed CD (rew) (Entered: 07/16/2010)
07/16/2010	<u>14</u>	MOTION for Summary Judgment by Plaintiff Neil J Conley. Responses due by 8/9/2010 (Attachments: # <u>1</u> Exhibit) (rew) (Entered: 07/16/2010)
07/27/2010	<u>15</u>	Plaintiffs submission of Order form and request for explanation by Plaintiff Neil J Conley. (Attachments: # <u>1</u> Text of Proposed Order) (rew) (Entered: 07/28/2010)
07/29/2010	<u>16</u>	ORDER granting <u>13</u> Motion to Amend Complaint. Signed by Magistrate Judge Norah McCann King on 7/29/10. (rew) (Entered: 07/29/2010)
07/29/2010	<u>17</u>	AMENDED COMPLAINT against Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State, filed by Neil J Conley. (rew) (Entered: 07/29/2010)
07/29/2010		Order <u>16</u> and Amended Complaint <u>17</u> mailed to Neil J. Conley By certified mail # 7009 2820 0003 5799 6759 and regular mail. (rew) (Entered: 07/29/2010)
08/02/2010	<u>18</u>	MOTION to Seal Document <i>Declaration of Phillip J. McGuire</i> by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. (Attachments: # <u>1</u> Exhibit 1) (D'Alessandro, Mark) (Entered: 08/02/2010)
08/02/2010	<u>19</u>	ORDER granting <u>18</u> Motion to Seal Document. The Declaration of Phillip J. McGuire and the attachment are ORDERED SEALED. Signed by Magistrate Judge Norah McCann King on 8/02/10. (rew) (Entered: 08/02/2010)
08/02/2010	<u>20</u>	MOTION to Dismiss by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. Responses due by 8/26/2010 (Attachments: # <u>1</u> Exhibit A – Declaration of Jeffrey W. Culver, # <u>2</u> Exhibit B – Redacted Declaration of Philip J. McGuire, # <u>3</u> Exhibit C – Army Regulation 213–3 (Chapters 7 and 8), # <u>4</u> Exhibit D – AFRC Handbook for U.S. Employees) (Hamilton, Bethany) (Entered: 08/02/2010)
08/02/2010	<u>21</u>	ACKNOWLEDGMENT OF SERVICE Executed on 7/31/10 as to <u>16</u> Order on Motion to Amend/Correct mailed to Neil J. Conley by certified mail # 7009 2820 0003 5799 6759. (rew) (Entered: 08/03/2010)
08/03/2010	<u>22</u>	Sealed Document: Declaration of Philip J. McGuire filed by the Defendants. (er1) (Entered: 08/04/2010)
08/20/2010	<u>23</u>	RESPONSE in Opposition re <u>20</u> MOTION to Dismiss filed by Plaintiff Neil J Conley. (Attachments: # <u>1</u> Exhibit Table of Contents, # <u>2</u> Exhibit Memorandum In Opposition) (rew) (Entered: 08/23/2010)
08/20/2010	<u>24</u>	CERTIFICATE OF SERVICE on the <u>23</u> Response in Opposition to Motion by Plaintiff Neil J Conley. (rew) (Entered: 08/23/2010)

08/23/2010	<u>25</u>	RESPONSE in Opposition re <u>14</u> MOTION for Summary Judgment <i>and Defendants' Cross Motion for Summary Judgment</i> filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. (Hamilton, Bethany) (Entered: 08/23/2010)
09/02/2010	<u>26</u>	REPLY to Response to Motion re <u>14</u> MOTION for Summary Judgment filed by Plaintiff Neil J Conley. (Attachments: # <u>1</u> Exhibit) (rew) (Entered: 09/03/2010)
09/03/2010	<u>27</u>	MOTION for Sanctions and CERTIFICATE OF SERVICE on Plaintiff of Motion for Sanctions against Defendant and Defendant Attorneys by Plaintiff Neil J Conley. (rew) Modified on 9/7/2010 to correct text (jr1). (Entered: 09/03/2010)
09/03/2010	<u>28</u>	REPLY to Response to Motion re <u>20</u> MOTION to Dismiss filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. (Attachments: # <u>1</u> Exhibit E, # <u>2</u> Exhibit F) (Hamilton, Bethany) (Entered: 09/03/2010)
09/10/2010	<u>29</u>	RESPONSE in Opposition re <u>27</u> MOTION for Sanctions filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. (D'Alessandro, Mark) (Entered: 09/10/2010)
09/13/2010	<u>30</u>	Plaintiff's Memorandum in Opposition to defendants' cross MOTION for Summary Judgment re <u>14</u> filed by Plaintiff Neil J Conley. (Attachments: # <u>1</u> Certificate of Service) (rew) (Entered: 09/14/2010)
09/24/2010	<u>31</u>	REPLY to <u>29</u> Response to <u>27</u> MOTION for Sanctions filed by Plaintiff Neil J Conley. (jcw) Modified text and created link on 9/28/2010 (er1). (Entered: 09/24/2010)
09/24/2010	<u>32</u>	CERTIFICATE OF SERVICE by Plaintiff Neil J Conley re <u>31</u> Reply to Response to Motion. (jcw) (Entered: 09/24/2010)
09/27/2010	<u>33</u>	REPLY to Response to Motion re <u>25</u> MOTION for Summary Judgment filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. (Attachments: # <u>1</u> Exhibit G-AR 190-45, # <u>2</u> Exhibit H-DOD Instruction) (Hamilton, Bethany) (Entered: 09/27/2010)
03/17/2011	<u>34</u>	Plaintiffs Rule 56(d) Motion For Continuance And Plaintiff's Affidavit Document Requests and Interrogatories Pursuant To His Motions by Plaintiff Neil J Conley. (rew) (Entered: 03/17/2011)
03/17/2011	<u>35</u>	MOTION For Information And Submission Of Interrogatories Pursuant To His Rule 56 (d) Motion For A Continuance To Pursue Limited Discovery To Oppose Defendants Cross-Motion For Summary Judgment by Plaintiff Neil J Conley. (rew) (Entered: 03/17/2011)
03/17/2011	<u>36</u>	CERTIFICATE OF SERVICE For Rule 56(d) re <u>34</u> MOTION to Continue, <u>35</u> MOTION Motion And Plaintiffs Affidavit And Discovery Requests Pursuant to This Motion by Plaintiff filed by Neil J Conley. (rew1) (Entered: 03/17/2011)
03/21/2011	<u>37</u>	MOTION to Supplement the Record by Plaintiff Neil J Conley. (kjm1) (Entered: 03/21/2011)
03/31/2011	<u>38</u>	OPINION AND ORDER granting in part and denying in part <u>20</u> Defendants' Motion to Dismiss Plaintiff's Amended Complaint. Counts I through V and VII and IX of the Amended Complaint are dismissed. Count VI and Count VIII are dismissed in part. The Department of State is dismissed as a defendant in this case. Plaintiff's Motion for Sanctions <u>27</u> is denied. The Parties' respective motions for summary judgment <u>8</u> <u>14</u> <u>25</u> are dismissed without prejudice. This case shall be scheduled for a status conference within the next 30 days. Signed by Judge Edmund A Sargus on 03/31/2011. (dh1) (Entered: 03/31/2011)
04/01/2011	<u>39</u>	NOTICE of Hearing: Status Conference set for 4/14/2011 @ 01:30 PM in chambers before Magistrate Judge Norah McCann King. (jm1) (Entered: 04/01/2011)
04/04/2011	<u>40</u>	RESPONSE in Opposition re <u>34</u> MOTION to Continue, <u>37</u> MOTION for Leave to File, <u>35</u> MOTION Rule 56(d) Motion and Motion to Supplement Record filed by

		Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense, U.S. Department of State. (Hamilton, Bethany) (Entered: 04/04/2011)
04/14/2011	<u>41</u>	PRELIMINARY PRETRIAL ORDER: Defendant will produce the administrative record to plaintiff by May 15, 2011. The administrative record will be filed no later than August 15, 2011. Discovery due by 7/15/2011. Dispositive motions due by 8/15/2011. Final Pretrial Conference in 12/2011. Signed by Magistrate Judge Norah McCann King on 4/14/11. (rew) (Entered: 04/14/2011)
04/15/2011	<u>42</u>	ORDER denying <u>34</u> Motion to Continue; denying <u>35</u> Motion ; denying <u>37</u> Motion for Leave to File. Signed by Magistrate Judge Norah McCann King on 4/15/11. (rew) (Entered: 04/15/2011)
04/15/2011	<u>43</u>	Plaintiff Reply To Defendants Opposition To Plaintiff's Rule 56(d) Motion and Plaintiffs Motion To Supplement The Record re <u>37</u> MOTION for Leave to File, <u>35</u> MOTION filed by Plaintiff Neil J Conley. (rew) (Entered: 04/15/2011)
04/15/2011	<u>44</u>	CERTIFICATE OF SERVICE re <u>43</u> Reply to Response to Motion by Plaintiff Neil J Conley (rew1) (Entered: 04/15/2011)
04/20/2011	<u>45</u>	ANSWER to <u>17</u> Amended Complaint filed by Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. (Hamilton, Bethany) (Entered: 04/20/2011)
05/09/2011	<u>46</u>	MOTION to Clarify <u>38</u> Order on Motion for Summary Judgment filed by Plaintiff Neil J Conley. (jcw1) (Entered: 05/09/2011)
05/09/2011	<u>47</u>	INTERROGATORIES Propounded to Philip J McGuire by Plaintiff Neil J Conley. (jcw1) (Entered: 05/09/2011)
06/07/2011	<u>48</u>	ORDER issued in response to <u>46</u> Plaintiff's Motion for Clarification. As represented by Magistrate Judge King, the Court's Opinion and Order <u>38</u> , dated 03/31/2011, is not an appealable final judgment, consistent with Fed. R. Civ. P. 54(b). Signed by Judge Edmund A Sargus on 06/07/2011. (dh1) (Entered: 06/07/2011)
07/05/2011	<u>49</u>	NOTICE of Change of Contact Information by Plaintiff Neil J Conley. (rew) (Entered: 07/05/2011)
07/05/2011	<u>50</u>	MOTION to compel discovery by Plaintiff Neil J Conley. (rew) (Entered: 07/05/2011)
07/05/2011	<u>51</u>	CERTIFICATE OF SERVICE for motion to compel discovery <u>50</u> by Plaintiff Neil J Conley. (rew) (Entered: 07/05/2011)
07/19/2011	<u>52</u>	RESPONSE in Opposition re <u>50</u> MOTION to Compel filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. (Hamilton, Bethany) (Entered: 07/19/2011)
08/05/2011	<u>53</u>	REPLY to Response to Motion re <u>50</u> MOTION to Compel filed by Plaintiff Neil J Conley. (Attachments: # <u>1</u> Exhibit 1) (sr) (Entered: 08/08/2011)
08/05/2011	<u>54</u>	CERTIFICATE OF SERVICE For Plaintiff's Reply To Compel Discovery filed by Neil J Conley. (sr) (Entered: 08/08/2011)
08/12/2011	<u>55</u>	NOTICE of Filing Administrative Record by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army and U.S. Department of Defense. (Attachments: # <u>1</u> Administrative Record) (Hamilton, Bethany) Modified on 8/15/2011 (er1). (Entered: 08/12/2011)
08/15/2011	<u>56</u>	MOTION for Summary Judgment <i>on Remaining Counts of Plaintiff's Amended Complaint</i> by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. Responses due by 9/9/2011 (Attachments: # <u>1</u> Exhibit A – Declaration of Susan Cugler) (Hamilton, Bethany) (Entered: 08/15/2011)
08/15/2011	<u>57</u>	MOTION for Summary Judgment by Plaintiff Neil J Conley. Responses due by 9/9/2011 (rew) (Entered: 08/16/2011)

09/06/2011	<u>58</u>	RESPONSE in Opposition re <u>56</u> MOTION for Summary Judgment <i>on Remaining Counts of Plaintiff's Amended Complaint</i> filed by Plaintiff Neil J Conley. (rew) (Entered: 09/07/2011)
09/09/2011	<u>59</u>	RESPONSE in Opposition re <u>57</u> MOTION for Summary Judgment filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. (Hamilton, Bethany) (Entered: 09/09/2011)
09/20/2011	<u>60</u>	REPLY to Response to Motion re <u>56</u> MOTION for Summary Judgment <i>on Remaining Counts of Plaintiff's Amended Complaint</i> filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. (Hamilton, Bethany) (Entered: 09/20/2011)
09/20/2011	<u>61</u>	AMENDED DOCUMENT by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. Amendment to <u>60</u> Reply to Response to Motion, <i>Amended to Add Attached Declaration</i> . (Attachments: # <u>1</u> Exhibit B – Declaration of Jodi Familo) (Hamilton, Bethany) (Entered: 09/20/2011)
09/23/2011	<u>62</u>	REPLY to Response to Motion re <u>57</u> MOTION for Summary Judgment filed by Plaintiff Neil J Conley. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2) (sr) (Entered: 09/23/2011)
09/23/2011	<u>63</u>	CERTIFICATE OF SERVICE For Plaintiff's Reply To Defendants' Memorandum In Opposition filed by Plaintiff Neil J Conley (sr) (Entered: 09/23/2011)
09/29/2011	<u>64</u>	MOTION For The Court To Address His Request For Relief Under The Administrative Procedure Act filed by Plaintiff Neil J Conley. (sr) (Entered: 09/29/2011)
09/29/2011	<u>65</u>	CERTIFICATE OF SERVICE For Plaintiff's Motion For The Court To Address His Requests For Relief Under The Administrative Procedure Act filed by Plaintiff Neil J Conley. (sr) (Entered: 09/29/2011)
10/20/2011	<u>66</u>	RESPONSE in Opposition re <u>64</u> MOTION For The Court To Address His Request For Relief Under The Administrative Procedure Act filed by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. (Hamilton, Bethany) (Entered: 10/20/2011)
11/03/2011	<u>67</u>	MOTION for summary judgment addendum to address administrative procedure act claims brought in count vi of his amended complaint by Plaintiff Neil J Conley. Responses due by 11/28/2011 (rew) Modified on 11/7/2011 to correct typo (jr1). (Entered: 11/04/2011)
11/03/2011	<u>68</u>	REPLY to Response to Motion re <u>64</u> MOTION For The Court To Address His Request For Relief Under The Administrative Procedure Act filed by Plaintiff Neil J Conley. (rew) (Entered: 11/04/2011)
11/03/2011	<u>69</u>	CERTIFICATE OF SERVICE by Plaintiff Neil J Conley (rew) (Entered: 11/04/2011)
11/04/2011	<u>70</u>	OPINION AND ORDER denying <u>50</u> MOTION to Compel filed by Neil J Conley. Signed by Magistrate Judge Norah McCann King on 11/04/11. (rew) (Entered: 11/07/2011)
11/25/2011	<u>71</u>	MOTION to Strike <u>67</u> MOTION for Summary Judgment by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense. (Hamilton, Bethany) (Entered: 11/25/2011)
12/09/2011	<u>72</u>	NOTICE to the clerk and the court to send plaintiff copies of documents pertaining to the case re <u>70</u> Order by Plaintiff Neil J Conley. (rew) (Entered: 12/12/2011)
12/09/2011	<u>73</u>	REPLY to defendants re <u>67</u> MOTION for addendum to his motion for summary judgment filed by Plaintiff Neil J Conley. (rew) (Entered: 12/12/2011)
01/20/2012	<u>74</u>	OPINION and ORDER granting in part and denying in part Defendant's <u>56</u> Motion for Summary Judgment; granting in part and denying in part Plaintiff's <u>57</u> Motion for Summary Judgment. Signed by Judge Edmund A Sargus on 1/20/12. (aq1) (Entered: 01/20/2012)

01/20/2012		Copy of Opinion and Order (Doc.#74) sent via regular mail to Neil J Conley, 1900 S. Eads Street Apt 928, Arlington, VA 22202 (also sent is another copy, Doc.#70, per Plaintiff's request, doc.#72) (aq1) (Entered: 01/20/2012)
03/14/2012	<u>75</u>	MOTION to correct factual error made by court by Plaintiff Neil J Conley. (rew) (Entered: 03/14/2012)
03/14/2012	<u>76</u>	MOTION to expedite request for information by Plaintiff Neil J Conley. (rew) (Entered: 03/14/2012)
03/15/2012	<u>77</u>	NOTICE by Defendants Philip J McGuire, John McHugh, The United States, U.S. Army, U.S. Department of Defense <i>Notice of Compliance with Court's Order Regarding Amending Military Police Report</i> (Hamilton, Bethany) (Entered: 03/15/2012)
08/20/2012	<u>78</u>	OPINION AND ORDER denying <u>64</u> Plaintiff's Motion for the Court to Address his Request for Relief Under the Administrative Procedure Act; denying as moot <u>67</u> Plaintiff's Motion for Summary Judgment Addendum; denying as moot <u>71</u> Defendants' Motion to Strike Plaintiff's Motion for Summary Judgment Addendum; denying as moot <u>76</u> Plaintiff's Motion to Expedite Request for Information and granting <u>75</u> Plaintiff's Motion to Correct Factual Error Made by Court. The Court directs the Clerk to docket the forthcoming Nunc Pro Tunc Order and then enter Final Judgment in accordance with this Opinion and Order and the Court's 01/20/2012 Opinion and Order. Signed by Judge Edmund A Sargus on 08/20/2012. (dh1) (Entered: 08/20/2012)
08/20/2012	<u>79</u>	NUNC PRO TUNC Order: On 01/20/2012, the Court issued an Opinion and Order <u>74</u> that contained a scrivener's error. The reference to ".07%" in footnote one on page six should have read ".03%.". Signed by Judge Edmund A Sargus on 08/20/2012. (dh1) (Entered: 08/20/2012)
08/20/2012	<u>80</u>	JUDGMENT is entered pursuant to the Opinion and Order filed August 20, 2012 and the Court's January 20, 2012 Opinion and Order. This case is closed. (dh1) (Entered: 08/20/2012)